



**UNITED STATES PATENT & TRADEMARK OFFICE**

Examiner: FUBARA, Blessing M. Art Unit: 1618

Applicant: FOTINOS, Spiros, et al.

Serial No.: 10/036,487

Filed January 7, 2002

For: **DEVICES FOR LOCAL AND SYSTEMIC  
DELIVERY OF ACTIVE SUBSTANCES AND  
METHODS OF MANUFACTURING THEREOF**

**SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

May 5, 2006

Sir:

Pursuant to M.P.E.P. §609 and 37 C.F.R. §§1.56, 1.97-1.99, Applicants herewith submit form PTO-1449 (1 page), which lists a reference of which Applicants are aware for the present application. It is noted that Applicants disclose a Canadian patent on PTO-1449 corresponding to HU199687 B cited in the parent Hungarian application.

Applicants also submit copies of PTO-1449 documents filed in the parent application, U.S. Patent Application Serial No. 09/340,338, together with PTO-892 documents. Copies of the references made part of the file history of the parent application have not been included at this time. At the request of the Examiner, copies of these will be furnished.

This submission does not represent that a search has been made or that no better art exists. While the term "references" is used in citing the documents called to the Examiner's attention herein, Applicants do not make any admission that each or all of them are "prior art" references within the meaning of the statutory and case law.

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Applicants reserve the right to contend, where appropriate, that a reference asserted against any claim of the present application is not prior art under the facts and the law.

Applicants also reserve the right to present appropriate arguments and/or evidence to establish patentability over the references, should one or more of the references be applied against the claims of the present application.

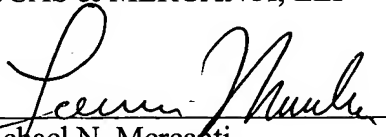
Applicants request that the Examiner independently determine those items which the Examiner would consider the most pertinent of all the references cited herein.

This Supplemental Information Disclosure Statement is filed before the mailing of any of a final action under §1.113, a notice of allowance under §1.311, or an action that otherwise closes prosecution in the application. Form PTO-2038 is enclosed for \$180.00. A duplicate copy of this sheet is enclosed. Any deficiency or overpayment should be charged or credited to Deposit Account No. 02-2275. Accordingly, this document complies with the requirements of 37 C.F.R. Section 1.97(c).

It is respectfully requested that the references cited in the accompanying form PTO-1449 be considered and made of record.

Respectfully submitted,

LUCAS & MERCANTI, LLP

  
Michael N. Mercanti  
Registration No. 33,966

"Express Mail" mailing label no. EV 685 805 215 US  
Date of Deposit May 5, 2006  
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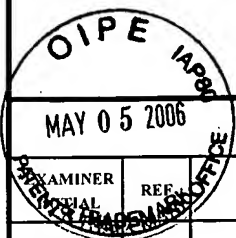
LUCAS & MERCANTI, LLP

By: 

Carla Santos

# INFORMATION DISCLOSURE CITATION

(Use several sheets if necessary)



Docket Number (Optional)

224.509

Application Number

10/036,487

Applicant(s)

FOTINOS, Spiros, et al.

Filing Date

January 7, 2002

Group Art Unit

1618

## U.S. PATENT DOCUMENTS

*EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE

## U.S. PATENT APPLICATION PUBLICATIONS

*EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE

## FOREIGN PATENT DOCUMENTS

	REF	DOCUMENT NUMBER	DATE	COUNTRY	CLASS	SUBCLASS	Translation	
							YES	NO
	A1	1,327,359	02/16/1988	CA				

## OTHER DOCUMENTS

(Including Author, Title, Date, Pertinent Pages, Etc.)


EXAMINER

DATE CONSIDERED

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

SECTION 2: FORM PTO 1449 - MODIFIED

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

COPY

Applicants: Fotinos, S. et al.

Attorney Docket: 1581/120

Serial No.: 09/340,338

Date: October 13, 1999

Date Filed: June 25, 1999

Invention: A DEVICE AND METHOD FOR THE TREATMENT OF ERECTILE DYSFUNCTION



LIST OF PATENTS AND PUBLICATIONS FOR  
APPLICANT'S INFORMATION DISCLOSURE STATEMENT

UNITED STATES PATENTS

Examiner Initials	Ref. No.	Document Number	Issue Date	Name	Class/ Subclass
TW	AA	4,812,313	March 14, 1989	Gale	424/448
	AB	4,954,344	September 4, 1990	Gale	424/448
	AC	5,152,997	October 6, 1992	Ebert et al.	424/449
	AD	5,242,391	September 7, 1993	Place et al.	604/60
	AE	5,302,395	April 12, 1994	Ebert et al.	424/449
	AF	5,333,621	August 2, 1994	Denzer	128/844
	AG	5,474,535	December 12, 1995	Place et al.	604/60
	AH	5,480,648	January 2, 1996	Wendel et al.	424/448
	AI	5,492,911	February 20, 1996	Stief	514/252
	AJ	5,576,290	November 19, 1996	Hadley	514/11
	AK	5,658,936	August 19, 1997	Kifor et al.	514/381
	AL	5,698,589	December 16, 1997	Allen	514/509
	AM	5,741,511	April 21, 1998	Lee et al.	424/449
	TW	AN	5,842,039	November 24, 1998	Hanaway et al.

INTERNATIONAL PATENTS

COPY

Exam. <u>Init.</u>	Ref. <u>No.</u>	Document <u>Number</u>	Publication <u>Date</u>	<u>Country</u>
TW	AO	EP-0 249 194	December 16, 1987	<del>European</del> EPO
	AP	EP 0459 377 A2	December 4, 1991	<del>European</del> EPO
	AQ	WO94/28902	December 22, 1994	<del>World</del> W/O

OTHER DOCUMENTS

Examiner <u>Initials</u>	Ref. <u>No.</u>	
TW	AR	Kligman et al., <i>Arch. Derm.</i> 88, 702, (1963)
	AS	Franz, J., <i>J. Invest. Derm.</i> 64:90-105 (1975)

Examiner: 

Date Considered: 9-15-00

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PTO/SB/08A (04-03)

Approved for use through 04/30/2003. OMB 0651-0031

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Substitute for form 1449/PTO

**INFORMATION DISCLOSURE  
STATEMENT BY APPLICANT**

(Use as many sheets as necessary)

**Complete if Known**

Application Number	09/340,338
Filing Date	June 25, 1999
First Named Inventor	Fotinos
Art Unit	1615
Examiner Name	Ware
Attorney Docket Number	1581/120

Sheet 1 of 1

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**U. S. PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
		Number-Kind Code <sup>2</sup> (if known)			
		US- 09/398,846		Fotinos	RECEIVED MAY 12 2003 TECH CENTER 1601/2900
		US-			
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**FOREIGN PATENT DOCUMENTS**

Examiner Initials*	Cite No. <sup>1</sup>	Foreign Patent Document	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages Or Relevant Figures Appear	T <sup>6</sup>
		Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> (if known)				

Examiner  
SignatureDate  
Considered

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This collection of information is required by 37 CFR 1.97 and 1.98. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

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# **Notice of References Cited**

Application/Control No.

09/340,338

Applicant(s)/Patent Under  
Reexamination  
FOTINOS, SPIROS

Examiner

Todd D Ware

Art Unit

1615

Page 1 of 1

## **U.S. PATENT DOCUMENTS**

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## **FOREIGN PATENT DOCUMENTS**

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PTO-892 (Rev. 03-98)

Notice of References Cited

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# **Notice of References Cited**

Application/Control No.

09/340,338

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Page 1 of 1

## **U.S. PATENT DOCUMENTS**

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## **NON-PATENT DOCUMENTS**

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			APS	OTHER
<input type="checkbox"/>	U	Webster's New World Dictionary of American English Ed. Neufeldt and Guralnik Simon & Shuster, Inc New York Page 1156 1988	<input type="checkbox"/>	<input type="checkbox"/>
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U.S. Patent and Trademark Office

PTO-892 (Rev. 03-98)

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**Notice of References Cited**

Application/Control No.

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Applicant(s)/Patent Under  
Reexamination  
FOYINOS, SPIROS

Examiner

Todd D Ware

Art Unit

1615

Page 1 of 1

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	A	US-5,773,020	06-1998	Place et al.	424/426
	B	US-5,914,118	06-1999	Yamamura et al.	424/402
	C	US-6,001,380	12-1999	Smith et al.	424/449
*	D	US-6,007,836	12-1999	Denzer, Eric L.	424/449
	E	US-			
	F	US-			
	G	US-			
	H	US-			
	I	US-			
	J	US-			
	K	US-			
	L	US-			
	M	US-			

**FOREIGN PATENT DOCUMENTS**

*		Document Number Country Code-Number-Kind Code	Date MM-YYYY	Country	Name	Classification
*	N	FR 2710649 A1	04-1995	France	ERIC, POSTAIRE	C08J 05/18
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	P					
	Q					
	R					
	S					
	T					

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*		Include as applicable: Author, Title Date, Publisher, Edition or Volume, Pertinent Pages)
*	U	Webster's New World Dictionary of American English Ed. Neufeldt and Guralnik Simon & Shuster, Inc New York Page 1156 1988
	V	
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Application/Control No.

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Applicant(s)/Patent Under  
Reexamination  
FOTINOS, SPIROS

Examiner

James M Spear

Art Unit

1615

Page 1 of 1

**U.S. PATENT DOCUMENTS**

*		Document Number Country Code-Number-Kind Code	Date MM-YYYY	Name	Classification
	A	US-6,589,990	07-2003	Kanakaris et al.	514/573
	B	US-			
	C	US-			
	D	US-			
	E	US-			
	F	US-			
	G	US-			
	H	US-			
	I	US-			
	J	US-			
	K	US-			
	L	US-			
	M	US-			

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*		Document Number Country Code-Number-Kind Code	Date MM-YYYY	Country	Name	Classification
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